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From: John M. Guynn

Comments: Serial No. 10/718,755

Please see attached.

Docket No.: 7678.810

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PATENT APPLICATION  
Docket No. 7678.810

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Jeff Wagner

Serial No.: 10/718,755

Filed: November 21, 2003

Conf. No.: 1447

For: WATER-INDICATING ENDODONTIC  
MONITORING DEVICES

Examiner: Candice Capri Stokes

Customer No.: 022913

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- Transmittal Letter (2 pages)
- Promptness Certification Under 37 C.F.R. § 1.97(e)
- Information Disclosure Statement Under 37 C.F.R. § 1.97
- Form PTO-1449
- Amendment "A" (11 pages)

Dated this 13<sup>th</sup> day of June 2005.

Respectfully submitted,

John M. Guynn  
Attorney for Applicant  
Registration No. 36,153  
WORKMAN NYDEGGER  
(801) 533-9800

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PATENT APPLICATION

Docket No. 7678.810

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022913

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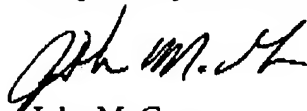
) Art Unit  
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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I hereby certify that no item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application more than three (3) months prior to the filing of this statement, or, to the knowledge of the undersigned attorney of record after making reasonable inquiry, was known to any individual designated in § 1.56(c) more than three (3) months prior to the filing of this statement.

Dated this 13<sup>th</sup> day of June 2005.

Respectfully submitted,

John M. Guynn  
Attorney for Applicant(s)  
Registration No. 36,153  
WORKMAN NYDEGGER  
(801) 533-9800

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PATENT APPLICATION  
Docket No. 7678.810

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:		)
	Jeff Wagner, et al.	)
Serial No.:	10/718,755	) Art Unit
Filed:	November 21, 2003	) 3732
Confirmation No.:	1447	)
For:	WATER-INDICATING ENDODONTIC MONITORING DEVICES	)
Examiner:	Candice Capri Stokes	)

INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. § 1.97

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Please find, pursuant to 37 C.F.R. § 1.98(a)(1), the enclosed Form PTO-1449 which contains a list of all patents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56(c). While no representation is made that any of these references may be "prior art" within the meaning of that term under 35 U.S.C. §§ 102 or 103, the enclosed list of references is disclosed so as to fully comply with the duty of disclosure set forth in 37 C.F.R. § 1.56.

Moreover, while no representation is made that a specific search of office files or patent office records has been conducted or that no better art exists, the undersigned attorney of record

believes that the enclosed art is the closest to the claimed invention (taken in its entirety) of which the undersigned is presently aware, and no art which is closer to the claimed invention (taken in its entirety) has been knowingly withheld.

Because the cited reference is a U.S. patent, Applicant is not required to provide a copy.

Promptness Certification Under 37 C.F.R. § 1.97(c)

In accordance with 37 C.F.R. § 1.97(c), a Promptness Certification is enclosed to secure consideration of the references submitted with this Information Disclosure Statement. Please credit any over payment or charge any additional fees to Deposit Account No. 23-3178 of the undersigned.

Dated this 13<sup>th</sup> day of June 2005.

Respectfully submitted,



JOHN M. GYNN  
Attorney for Applicant  
Registration No. 36,153  
WORKMAN NYDEGGER  
(801) 533-9800

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Form PTO-1449

Sheet 1 of 1

Applicant: Jeff Wagner, et al.

Serial No.: 10/718,755

Att'y Docket No.: 7678.810

Filing Date: November 21, 2003

3732

Confirmation No.: 1447

For: WATER-INDICATING ENDODONTIC MONITORING DEVICES

INFORMATION DISCLOSURE CITATIONS MADE BY APPLICANTU.S. Patent Documents

<u>Examiner</u> <u>Initial*</u>	<u>Patent</u> <u>Number</u>	<u>Issue</u> <u>Date</u>	<u>Name</u>	<u>Filing</u> <u>Date</u>
_____ A1.	6,576,473	Jun. 10, 2003	Scaringe et al.	05/28/99

**References Cited by Applicants**

While the filing of Information Disclosure Statements is voluntary, the procedure is governed by the guidelines of Section 609 of the Manual of Patent Examining Procedure and 37 C.F.R. §§ 1.97 and 1.98. To be considered a proper Information Disclosure Statement, Form PTO-1449 shall be accompanied by a copy of each listed patent or publication or other item of information and a translation of the pertinent portions of foreign documents (if an existing translation is readily available to the applicant), an explanation of relevance of each reference not in the English language, and should be submitted in a timely manner as set out in MPEP Sec. 609.

Examiners will consider all citations submitted in conformance with 37 C.F.R. § 1.98 and MPEP Sec. 609 and place their initials adjacent the citations in the spaces provided on this form. Examiners will also initial citations not in conformance with the guidelines which may have been considered. A reference may be considered by the Examiner for any reason whether or not the citation is in full conformance with the guidelines. A line will be drawn through a citation if it is not in conformance with the guidelines AND has not been considered. A copy of the submitted form, as reviewed by the Examiner, will be returned to the applicant with the next communication. The original of the form will be entered into the application file.

Each citation initialed by the Examiner will be printed on the issued patent in the same manner as references cited by the Examiner on Form PTO-892.

The reference designations "A1," "A2," etc. (referring to Applicant's reference 1, Applicant's reference 2, etc.) will be used by the Examiner in the same manner as Examiner's reference designations "A," "B," "C," etc. on Office Action Form PTO-1142.

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Examiner:

Date Considered:

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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PATENT APPLICATION

Docket No. 7678.810

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WATER-INDICATING ENDODONTIC  
MONITORING DEVICES

Examiner:

Candice Capri Stokes

Customer No.:

022913

Art Unit  
3732

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VERNON R. RICE §  
OF COUNSEL

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is Amendment "A" and a Supplemental Information  
Disclosure Statement for entry in the above-identified application.

The additional fee is calculated as follows:

			SMALL ENTITY		LARGE ENTITY	
CLAIMS REMAINING AFTER	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDT'L FEE	RATE	ADDT'L FEE
Total = 32	32	= 0	x		X	0
Independent = 6	5	= 0	x		X 200	200
1" PRESENTATION OF MULTIPLE DEPENDENT CLAIM			+=		+=	0
			TOTAL		TOTAL	\$200

X Form PTO-2038 in the amount of \$200 is included to cover the fee  
for an extra independent claim.

\* Admitted only in California  
§ Admitted only in Virginia

Commissioner for Patents  
Page 2 of 2

- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-3178.
- ☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
- ☒ Any patent application processing fees under 37 CFR 1.17.

Dated this 13<sup>th</sup> day of June 2005.

Respectfully submitted,



JOHN M. GYNN  
Registration No. 36,153  
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